

IN THE HIGH COURT OF JUDICATURE AT PATNA
Cr.Misc. No.15751 of 2008
MUSLIM MIAN
Versus
STATE OF BIHAR

03. 05.05.2008 This is an application for the grant of regular bail in a case of murder. Birendra Kumar Singh lodged FIR alleging therein that three motorcycle borne miscreants came and shot dead his father. Thereafter they fled away exploding bomb and raising slogan “Babloo Deo Zindabad”.

Learned lawyer for the petitioner submits that the FIR has been lodged against unknown and petitioner is not named in the FIR. He submits that one witness Jitendra Kumar Singh who is the son of the deceased is said to be present on a betel shop and had seen the assailants fleeing away from the place of occurrence and identified them including the petitioner. He submits that Jitendra Kumar Singh stated that Babloo Deo has killed his father due to enmity. He further submits that Babloo Deo has been granted bail in Cr. Misc. No. 3975 of 2002. He further submits that Sanjay Deo and others have also been granted bail. He, therefore, prays for grant of bail.

Learned State counsel conceded.

Considering the submissions made, petitioner **Muslim Mian** who is in custody from 9th November, 2007 is directed to be released on bail on furnishing bail bond of Rs.10, 000/- with two sureties of the like amount each to the satisfaction of Shri P. R. K. Sinha, Judicial Magistrate, Ist Class, Sikarahna at Motihari in Pakridayal P S Case No. 13/2001 (Trial no. 3101 of 2007).

